App. F IX 4

Previous References
PL 127-42-12/13

1944 Municipal - Mul File No 85-43
Serial Nos 27, 28

Later References

GENERAL AND REVENUE SECRETARIAT

Serial Nos 2

Part B for February 1944.

SUBJECT

Cancelling an order confirmation in
Dy C Chandrah as Rev Inspector Roll 9 of 43-
by the Dist. Boards Pres Shimoga.

1) To Rev Commr in Mysore -
2) " Dep Commr Shimoga
3) " Dep Commrs of other Dists
4) " Comptroller's branch.

L.No 6676-86 dated 16.2.44

Copies of the Dt Boards Pres
Cancelled with certain observations
Copies

24/7

Cancellation of C Chandrah, Rev. Inspector Shimoga Town Municipality

*Continuation Sheet LR File No 288 of 43 Page

From The Rev. Comm
No A1-2396/63-64 dt 29-12-1963
Recommends that for reasons explained, the confirmation of C Chandrah, Rev Inspector Shimoga Town Municipality ordered in Proceedings may be cancelled and orders issued to the Presidents in the matter
It is reported that the services of the official, who is in the pay scale on grade R 25-1-40 and acting Rev Inspector on R 30+10, was lent to the Shimoga Town Municipality and has been working there since 1938 as a Rev Inspector on R 30+5 In connection with the filling up of a permanent vacancy in the Municipality, the President of the Municipality instead of reporting the matter to the Govt has issued order confirming the official as a Rev Inspector on R 40 + The official is said to have not only qualified himself for confirmation by undergoing the requisite training but there are also other senior to him in the scale awaiting confirmation as Rev Inspectors. The D C considers that the order of the Govt is not in the best interests in the face of this direction contained

WD 0972-GPB-10 000 21-10-42

D

in the G.O. of 30-1-1935 and that the Local Bodies have no power to effect transfers, promotion and confirmation of Officials lent from the Govt Depts. He therefore suggests that the confirmation ordered by the President of this municipality may be cancelled.

The R.E also reports that the recognition of Presidents of Municipalities and Local Boards as Head officers for purposes of recruitment has created an anomalous position and some of the non-official Presidents of these Municipalities have often questioned the power of the Dept: Officers regarding the transfers etc of the staff. He therefore feels that unless suitable instructions are issued, there is likely to be such irregular appointments etc: in these Municipalities. This question has already been under consideration of Govt: in the L.S.G. Dept: and was desired to be pursued there:-

Yes Sir

The question of cancellation of the irregular confirmation of the officer under reference is now for orders.

Submitted
17/10

2862

Confirmation of C Chandrasekhara as Rev Inspector
– Cancellation of the order

Continuation Sheet LR File No / Current No 288 of 43 Page 4720

The Rev Com's letter in forwarding (the) order passed by the Dy Comm and Council Shimoga appear to be altogether irregular & has to be rejected this is a matter which has to be dealt with further in the L S G Branch.

Min (R & D) 24/1/44

27/1/44

Sec'y (Law W/comp)

29/1/44

27-1-44

27/1/44

The pay of the Rev Inspector, Shimoga Town Municipality was raised to Rs 40/- vide Govt Order and the incumbent was appointed to that pay He had joined duty in the Shimoga Town Municipality on 25/11/38 Under the existing orders, officers from the Rev Dept to local bodies should be retransferred after 3 years and other officers posted in their places No action was taken by the Rev Dept to relieve this officer.

This officer is not aware of the confirmation of C Chandrasekhara as Rev Inspector on Rs 40/- The President of the Municipality maintains that in which case he has both powers to confirm

If Govt desire this officer may be returned to the Rev Dept and another officer taken

Confirmation of Chandrick - Rev Inspect Shimoga Town Municipality

Continuation Sheet 1 | File No / Current No | of | 1 Page

in his place or he may be left to work in the Municipality as an Appeal recruited from the Rev Deptt, the vacancy being filled up by another recruit taken in the Rev Deptt Submitted for orders

29/1/44

C Chandrak was appointed as a permanent clerk on grade Rs 25-1-30-40 in the Revenue Department He was transferred to the Shimoga Town Mlty as Revenue Inspector on Rs 35+5 in November 1936 He has remained in the Municipality for over five years

The pay of the post of the Revenue Inspector is subsequently changed to Rs 40+5 p m The non-official President of the Shimoga Town Mlty has confirmed him as Revenue Inspector from 15 4 43 The action of the President is not in order

The Revenue points out that as C Chandrak was an appointee of the Rev Deptt lent to the Mlty, the President has no power to confirm him If he were an Appeal who was directly recruited by the Municipal Council, then the President may have confirmed him To have confirmed an Appeal of the Revenue Deptt, without consulting the Rev authorities, specially when there are Lemons to him

WD 1140—GPB—50 000—5-11-42

-it certainly beyond the powers of the President of the Mysore Act as this action is not covered by the rules

The R-c therefore requests that the order of the President may be set aside, as it is irregular this recommendation may be accepted & orders issued accordingly

At the same time, it should be pointed out to the Resident that if the appeal had been transferred from Asst Retd Post in three years of service in the Dept according to standing orders, all this unnecessary correspondence would not have taken place He may be asked to examine all such cases & effect transfers without any delay & lastly such mistakes should never occur

A

B

SECY LAW DEPT
7499
1944
GOVT OF MYSORE

For orders re A & B

Law Secy for
3/7/44

A The R C is correct The President had no power to confirm a lower official The order of confirmation may be cancelled

B The R C - will examine

all such cases & appeal cases transfers

Mr Lee 2 Sec

Sec

Com 21-2-44

for

Sec

Co 2 44

Com 3-2-44

Draft ~~date~~ for

Sd 17/2/44

OFFICE OF THE MINISTER FOR L & G & P H Dt 4.2.1944 No 2-107

DFL for Govt to appeal

Mrs 7/2/44

Secretary

Sd 15/2/44

Com 15 2 44

Issue

Sd 15/2/44

GOVT OF MYSORE

To the Rev Comm in Mysore with

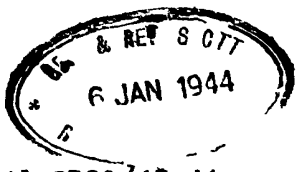
" Dc Shimoga DC

" Dc's of Govts

" Commissioner to Govt

for no L 8678-88 dt 18 2 44

Accepts the Rev Comm's recommendation with the observations and requests him to examine all such cases and effect the necessary changes of Rev Inspectors to & fro with a view that such irregularities are avoided in future



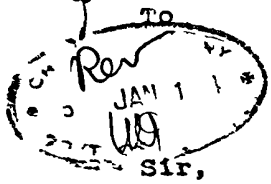
2862
R
L R 288--43--7

OFFICE OF THE REVENUE COMMISSIONER
IN MYSORE.

No Al 2396/43-44

Dated, Bangalore, 29th December'43

mc 85-43-27



To

The Chief Secretary to the Government
of His Highness the Maharaja of Mysore,
Bangalore

Sir,

Subject - Re confirmation of C Chandriah as Revenue Inspector, Shimoga Municipality

I have the honour to forward herewith copies of letters No S2 311/42-43 dated 9th July 1943 and dated 20th September'43 received from the Deputy Commissioner, Shimoga District, on the above subject, along with copies of its enclosure and the Service Register of the above official

2 C Chandriah as permanent clerk in grade Rs 25-1-40 in the Revenue Department and acting Revenue Inspector on Rupees ~~30~~ 35 / 10 was transferred to the Shimoga Town Municipality on his same pay plus a conveyance allowance of Rs 5/- by the Deputy - Commissioner, Shimoga, in his Memo No S2 439/37-38 dated - - - 20-10-1938 The official joined duty in the Municipality on 25-11-1938 As per Government Order No L 8709-11/Al 12?-42-13 dated 27-2-1943 the pay of the Revenue Inspector in the Shimoga Municipality was raised to Rs /40 / 5 C Chandriah was fixed on Rs 40 / 5 by the Municipality Subsequently he was confirmed as Revenue Inspector on Rs 40/- as per memo No C2 134/42-43 dated 15-4-1943 of the President, Municipal Council, Shimoga On - - receipt of a copy of the orders of confirmation, the Deputy Commissioner, Shimoga, pointed out to the President, Municipal Council, that the confirmation of the above official was not in order as the powers of confirmation of Revenue Inspectors were vested in the Revenue Commissioner, as the official in question was not - qualified for confirmation by undergoing Survey Training and as there were many seniors to him in the District who were awaiting confirmation The President sent a reply to the Deputy Commis-

Commissioner in his letter No 69 dated 23-5-1943 (copy enclosed) that the powers of the Revenue Commissioner about the confirmation of Revenue Inspectors contained in Government Order No R 3726-35/L R 62-34-11 dated 30-1-1935 were applicable only to the officials of the Revenue Department and the President had power to confirm the Revenue Inspectors as he was an Unit - - Officer under Para 16(e) of the Manual of Recruitment Rules He has argued that Survey Training is not required for officials working in the Local Bodies, that the official is being continued without confirmation for years together and that he is very much impressed with his work, etc In upholding the claims of the official the President has deviated from the rules and maintains that the memo of confirmation issued by him is in order

4. In this connection I must point out that the recruitment and transfer and pay, etc , of officials in Town and Minor Municipal Councils are governed by the Rules issued in Government Order No L 6052-125/M1 158-26-1 dated 1-3-1927 according to which the recruitment to the staff of the Municipalities - should ordinarily be made by taking the loan of the services of officials in Government Service for periods not generally - - exceeding three years, at the end of which they should either be withdrawn to the general line or transferred to another Municipality In their order No L 2908-28/M1 172-33-25 dated - - 23-10-1935 laying down the procedure for effecting the periodical transfers of the officials of the Local Bodies, Government have observed that the direct recruitment of officials by the Local Bodies instead of taking their services on loan from Government Departments has been the cause of present state of affairs and have directed that the rules of recruitment laid down in the - order referred to above be invariably followed

9

5 The present anomalous position is due to the Presidents of the Municipalities, especially the non-official - - Presidents, continuing as Unit Officers for the establishment of the Municipalities in certain places, even after the issue of revised rules in Government Order No L 2908-28/M1 172-33-25 dated 23-10-1935 I invite kind reference to the Unofficial reply sent with this office No C 4428/39-40 dated 7-12-1940 and dated 4-2-1941 by my predecessor in the matter of appointment and promotion of officials in the local bodies I also enclose herewith a copy of my letter No C 7462/42-43 dated 23-6-1943 to the Secretary to Government, Law Department, on the same subject.

E

6 In the above circumstances, I am of opinion that the Local Bodies have no powers to effect promotion, confirmation or transfer of officials who have been 'lent' from the Revenue Department for a specified period As the officials are only '<u>lent</u>' the question of confirmation in the local Bodies does not arise at all The powers of the Presidents of Municipalities are restricted only to the cases of officials referred to in Para I (a) to (e) of Government Order No L 6052-125/M1 158-26-1 dated 1-3-1927, and not to the case of 'lent' officials In these circumstances the contention of the President, Shimoga Town Municipal Council, in the matter of confirmation of C Chandriah as Revenue Inspector is untenable I therefore request that the confirmation order passed irregularly by the President may be cancelled and suitable instructions - issued to him in this behalf

F

I have the honour to be,
Sir,
Your most obedient servant,

Assistant Commissioner
for Revenue Commissioner absent from the station

Letter No C 7462/42-43 dated 23rd June 1943 from the Revenue Commissioner in Mysore Bangalore to the Secretary to the Government of Mysore Law Department Bangalore

-

Subject - Re appointments Promotions and Transfers etc of officials in the Local Bodies

-

With reference to the above subject I have the honour to state as follows -

Government in their order No L 4739/L B 25-26-39 dated 20-1-1927 laid down inter alia the following rules regarding the recruitment pay leave etc of the officers and servants of the District Boards -

1) That recruitment to the staff of the District Board should ordinarily be made by taking the loan of services of officials in Government service for periods not generally - - exceeding 3 years at the end of which they should either be withdrawn to the general line or transferred to another District Board

2) That in respect of appointment of a non-technical - - nature the selection should be made from officials of the Revenue Department the authority competent to sanction the loan of services of the officials being the Revenue Commissioner in case of appointments carrying a pay of Rs 150/- per mensem or less and Government in cases of appointments carrying a pay of more than Rs 150/- per mensem

With a view to facilitate interchange of officials from the Revenue Department to the District Board and Vice Versa the scales of pay of the establishment of the several District Boards were revised so as to correspond with the scales of pay obtaining in the Revenue Department and Government in their order No L 2908-28/M L 172-33-25 dated 23-10-1935 laid down the procedure for effecting the periodical transfers of the officials of the local Bodies Government observed in that order "that the - - direct recruitment of officials by the Local Bodies instead of by taking the loan of services from Government Departments had been the cause of the present state of affairs and directed that the rules of recruitment laid down should be followed the number of direct appointments under the powers vested in the Local - Bodies by the respective rules and regulations being as few as possible and confined to cases of absolute necessity" Subsequently in their order No L 5997-6017/M L 139-35-11 dated - - 7-2-1936, Government directed that the Revenue Commissioner - - shall be the initiating authority in regard to the transfers of the following officials viz Head Clerks of District Boards District Board Officials on Rs 60-4-80 District Board officials on lower pay when their transfer is outside the District and officials of the City Municipalities

-

An unofficial reference having been received from Government calling for the remarks of the Revenue Commissioner in - regard to the recruitment and transfers officials of the District Board the then Revenue Commissioner (Rukn-Ul-Mulk Mr S Abdul Wazid) while furnishing his remarks (C 4428/39-40 dated 6-12-'40) held the view that the present controversy was due to the fact that the Presidents of District Boards continuing as Unit Officers for the establishment of the respective District Boards not having - been rescinded after the issue of the Government Order dated ---- 23-10-1935 and that the position would be simplified if the Deputy Commissioners are declared Unit Officers for the establishment of the District Boards the list now issued to the several District Boards being immediately withdrawn He also held that the officials borne on the establishment of the District Board should take their chances for promotion in vacancies occurring in the District

11

District Board Establishment along with the officials of the Revenue Department the District concerned being taken as Unit and that the Presidents of the District Boards should not be allowed to order promotions in vacancies arising in the District Board as it may be prejudicial to the rights of the officials of the Revenue Department who may be senior to the officials working in the District Boards No final orders of Government have been received in this matter

The Presidents of the District Boards are inclined to hold that they are the Unit Officers for the establishment of their District Boards and are competent to fill up vacancies arising therein The case of Mr Samuel David Head Clerk of the District Board Office Tumkur is an instance in point He is a permanent official of the District Board and he was promoted as Head Clerk by the President in a retirement vacancy The Revenue Commissioner posted one Mr T Narasimhamurthy a senior official of the Revenue Department in Rs 60-4-80 grade as Head Clerk in exercise of the powers vested in him under the Government Order of the 7th February 1936 The President refused to give effect to the orders of the Revenue Commissioner The Revenue Commissioner referred the matter to Government for their orders Government upheld the posting of Mr Narasimhamurthy as Head Clerk and vetoed the appointment of Mr Samuel David ordered by the President Ever then the President did not yield with the result that Mr Narasimhamurthy had to be posted elsewhere and Mr David's appointment remained unaffected

The case of Mr B I Rungachar is another instance The Shimoga District Board adopted a resolution that the Deputy Commissioner and the Revenue Commissioner had no powers to confirm an official of the District Board which is a Unit Office in itself and solicited orders of Government in the matter Government called for the remarks of the Revenue Commissioner on the point and the Revenue Commissioner (Mr S Abdul Wazid) stated in reply that he adhered to the views held by him in his unofficial note sent with No C. 4428/39 dated 6-12-1940 Government did not pass any orders in the matter

The services of one Mr H Bommiah acting Taluk Sheristedar were lent to the District Board Kolar He was appointed as Chief Officer and a vacancy of the grade of Rs 60-4-80 occurred in the District Board Office One Mr K Appanna clerk in Rs 50-2-60 grade in the District Board Office has been appointed to act as Head Clerk in the same Office No report has been received in this office for having made this appointment

Mr C P Narayanaswamy Head Clerk District Board Hassan was transferred to this office as acting First Division Clerk in the grade of Rs 40-4-100 and the President District Board has appointed one Mr C Narayanaswamy, Deputy Clerk of his office in Rs 50-2-60 grade as Head Clerk in his office in Rs 60-4-80 grade Vice Mr C P Narayanaswamy He has also appointed Mr S. Lakshman Rao, permanent Clerk in Rs 40-2-50 grade as Deputy Clerk on Rupees 50-2-60 grade in the vacancy of Mr C Narayanaswamy and obtained ratification to his action by adopting a resolution in the District Board

I have to bring to the notice of Government the anomalous position in regard to the powers of the Presidents of the District Boards Vis a Vis the Deputy Commissioner and the Revenue Commissioner and I request that definite orders of Government may be obtained in the matter

"C o p y"

M N Ramachar

For Revenue Commissioner

12

Letter No S2 311/42-43 dated 9th July 1943 from the Deputy Commissioner Shimoga District to the Revenue Commissioner in Mysore Bangalore

I have the honour to state that C Chandriah permanent Clerk in grade Rs 20-1-40 Tirthahalli Taluk Office was working as Revenue Inspector on Rs 30/- in Shimoga Town Municipality The scale of pay of the only Revenue Inspector Shimoga Town Municipality was raised from Rs 25/- plus C A Rs 10/- per mensem to Rs 40/- plus C A Rs 5/- per mensem to facilitate the transfers of officials from the Municipality to the Revenue Department with effect from the date of the Government Order in G O No L 8709-11/41 122-42-13 dated 27th February 1943

On the representation of C Chandriah acting Revenue Inspector dated 29-3-1943 praying that he may be confirmed as Revenue Inspector the President Shimoga Town Municipality has confirmed him as Revenue Inspector on Rs 40/- in the vacancy referred to above in his memo No C 2 134/42-43 dated 15-4-1943 and has forwarded a copy of that memo to this office for information A copy of his memo referred to above is enclosed herewith for ready reference

On receipt of this memo in this office the President Town Municipal Council Shimoga was informed in this office letter of even number dated 15-4-1943 referred to above (ordering the confirmation of C Chandriah as II Grade Revenue Inspector) was not in order for the following reasons -

1) The powers of confirmation of Revenue Inspectors are vested in the Revenue Commissioner as per rule 16 of rules for the recruitment and promotion to the grade of Revenue Inspectors appended to G O No R 3726-35/L R 62-34-11 dated 30-1-1935

2) This official C. Chandriah has not qualified himself for confirmation by undergoing Survey Training as required by Rules

3) There are many seniors to him in this District who are awaiting confirmation

In reply to this letter the President Shimoga Town Municipality has in his letter No 69/42-43 dated 23-5-1943 (a copy of which is enclosed) has stated that Survey Training is not necessary for Revenue Inspectors working in Municipalities and that in the circumstances stated in his letter dated 23-5-1943 he is of opinion that the memo of confirmation of C Chandriah as Revenue Inspector issued by him is in order

As the power of confirmation of Revenue Inspectors is vested in the Revenue Commissioner as per Rule 16 of the rules of recruitment and promotion to the grade of Revenue Inspector appended to G O No R 3726-35/L R 62-34-11 dated 30-1-1935 I am of opinion that the confirmation of C Chandriah as II grade Revenue Inspector ordered by the President Shimoga Municipality is not in order, and to request that the same may be ratified or such other orders passed as deemed fit in the matter

13

Letter No S2 311/42-43 dated 20th September 1943 from the Deputy Commissioner Shimoga District to the Revenue Commissioner in Mysore Bangalore

-

With reference to your letter No A1 519/43-44 dated 5-8-1943 regarding the confirmation of C Chandriah as - Revenue Inspector by the President Shimoga Town Municipality I have the honour to forward herewith the Service - Register of C Chandriah as desired The names of Revenue Inspectors who are senior to C Chandriah and who are still working as acting 2nd grade Revenue Inspectors are noted in the margin All these six persons were appointed as acting II grade Revenue Inspectors from 1-9-~~1943~~ 1939

1 Azizuddin Sab
2 H A. Lobo
3 K Mohamed Haneef
4 A Hutchu Rao
5 D Ramappa
6 K Chennabasappa

"Copies"

For Revenue Commissioner

G R S App F VI—G 2j

SUBJECT

Diary No of letter replied to 4720

General and Revenue Secretariat

( )

the 193

Section Rel

File No 85-43

Serial No 28

Proceedings of the Government of His Highness the Maharaja of Mysor

Date of issue 18/2 193

Signed by

Read— GO No L 2908-28/Rel 172-33 —25 dated 23rd October 1935 passing orders regarding the provincialisation of the Clerical establishment of local bodies

2 GO No L 8708-11/Rel 127-42-13 dated 17th February 1943 sanctioning the revision of the pay of the ~~Order thereon. No~~ Rev Inspector of the Shimoga Town municipality—pounds 35/- plus Rs 1/- CA per annum to Rs 40/- plus Rs 5 CA per annum

3 Letter No A1 2396/43 —44 dated 29th December 1943 from the Rev Comm in Mysore bringing to the notice of Govt

May this be –

(i) printed ?

(ii) tre ted as a standing order ?

(iii) published in the Gazette English Part ?

(iv) translated ?

(v) placed at the disposal of the press ?

(vi) published in the Gazette Kannada Part ?

the irregularity on the part of the President of the Shimoga Town municipality in having confirmed one C Chandrah as Rev Inspector on Rs 40/ plus Rs 5/- CA per mensem and requesting, as the circulars states, that the order of confirmation passed by the President may be cancelled

Order 8678 88 of 18/2

The Rev Comm^r states that one C Chandrah, a permanent Clerk in grade Rs 25 1 40½ p m in the Revenue Department was transferred as Acting Rev Inspector on Rs 35/- plus Rs 10/- CA per mensem to the Shimoga Town Municipality by the Dy Comm^r, Shimoga Dt in his memo no S 2 439/37-38 dated 20th October 1938. The official has been confirmed as Revenue Inspector on Rs 40/- plus Rs 5/ CA per mensem by the President of the Shimoga Town Municipal Council as per his memo

List of Enclosure

Copied by

Examined by

WD 0564—GPB—22 500—9 1 39

GENERAL AND REVENUE SECRETARIAT

(*Continuation sheet draft form*)

16

No C2 134/42-43 dated 15 4

In the Commission, the Rev Commr point out that the action of the President in having confirmed the said appeal whose services are lent to the Rev Capacity from the Rev Dept is irregular, as he cannot be confirmed in preference to the seniors in the Rev Dept and he has not also passed the Survey Training Examination. This action is not only irregular but is also contrary to the principles laid down in GO No L 6052-125 dated 14th March 1927 Rev 158 26-1 He therefore requests that as the President's contention that a Asst appeal, be confirmed on Chandrak according to CR B rules is untenable that orders passed by him may be cancelled

and the G.O. dated 23 Oct 1935 read above

Govt

WD 03697—GPB—30 000—2 2 40

Govt observe that, on the grounds mentioned above, the President had no power to confirm the appeal and that too, outright without consulting the Rev authorities and without reference to the sentiments of those above him in the Rev Dept to whom they are accordingly pleased to accept the Rev Comm's recommendation and to direct that the President's order in question be cancelled

The Rev Comm's attention is invited to para 3 of the GO order 23rd October 1935 read above according to which such appeals should be transferred once in three years & not for the municipalities and he is requested to examine all such cases immediately and effect the necessary shiftings to & fro to that station irregularities of the kind brought to notice may not recur

Sec to Govt Law Dept

To The Rev Comm'r in Mysore
" Dy Comm'r Shimoga &
" D-C's of Bgalr
" Comptroller & Govts

Copy to Rev Branch

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS
THE MAHARAJA OF MYSORE

Read —

Government order [illegible] dated 23rd October 1935, passing orders regarding the provincialisation of the clerical establishment of local bodies.

2. Government Order No.LSG 9-11/ 1.127-12-13 dated 17th February 1913, sanctioning the revision of the pay of the Revenue Inspector of the Shimoga Town Municipality from Rs.35/- plus Rs. 10/- C.A. per mensem to Rs.60/- plus Rs.5 C.A. per mensem.

3. In his No.R.M.W./43-44 dated 20th December 1943, from the Revenue Commissioner in Mysore, bringing to the notice of Government the irregularity on the part of the President of the Shimoga Town Municipality in having confirmed one C. Pandiah as Revenue Inspector on Rs.60/- plus Rs.5/- C.A. per mensem and requesting in the circumstances stated, that the order of confirmation passed by the President may be cancelled.

Order No. L 8678-88/ml 85-43-28
Dated, Bangalore, the 18th February 1944.

The Revenue Commissioner states that one C.Chandrish, a permanent clerk in grade Rs.25-1-30 p.m. in the Revenue Department was transferred as acting Revenue Inspector on Rs.35/- plus Rs.10/- conveyance allowance per mensem to the Shimoga Town Municipality by the Deputy Commissioner, Shimoga District in his Memo No.A. 633/47-48 dated 20th October 1938. This official has been confirmed as Revenue Inspector on Rs.60/- plus Rs.5/- C.A. per mensem by the President of the Shimoga Town Municipal Council as per his memo No.CR.1[illegible]/43-48 dated 15-4-1943. In this connection, the Revenue Commissioner points out that the action of the President in having confirmed the said official whose services are lent to the municipality from the Revenue Department is irregular, as he cannot be confirmed in preference to his seniors in the Revenue Department and he has not also passed the Survey Training Examination. This action is not only irregular but is also contrary to the principles laid down in Government Order No.F.C.O.[illegible]-1[illegible]/21.1[illegible]-1 dated 1st March 1927 and the Government Order dated 23rd October 1935 read above. He therefore requests that as the President's contention that as a Unit Officer he confirmed C.Chandrish according to Central Recruitment Board rules is untenable the orders passed by him may be cancelled.

Government observe that, on the grounds mentioned above, the President had no power to confirm the official and that too, without consulting the Revenue Authorities and without reference to the seniority of those above him in the Revenue Department. They are accordingly pleased to accept the Revenue Commissioner's recommendation and to direct that the President's order in question be cancelled.

The Revenue Commissioner's attention is invited to para 3 of the Government Order dated 23rd October 1935 read above according to which such officials should be transferred once in

[illegible]

19

three years to and fro the municipalities and he is requested to examine all such cases immediately and direct the necessary shiftings to and fro so that irregularities of the kind brought to notice may not recur.

For Secretary to Government,
Municipal Department.

Copy to Commissioner in Madras, with records.
" Deputy Commissioner, Chingleput.
" Deputy Commissioner of other districts.
" Controller of the Government of Madras.

Pages 1-2